

S.B.CRIMINAL MISC. BAIL APPLICATION NO.2778/2007**(Ram Kishan & Anr. vs. State of Rajasthan)**

DATE OF ORDER : July 06, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.R.J.Punia, for the petitioners.

Mr.Ashok Upadhyaya, Public Prosecutor for State.

Heard learned counsel for the petitioners as well as the Public Prosecutor for the State. Perused the order impugned and the police investigation diary.

Learned counsel for the petitioner submits that the allegation of causing injury to Heera Ram is against co-accused Balwanta Ram, who has been released on bail under section 439 Cr.P.C.

It is alleged that Sugna and Kamla also suffered injuries at the hands of the petitioners, but the injuries are simple in nature by blunt object.

Having considered the totality of facts and circumstances of the case and the fact that injuries assigned to the petitioners are simple in nature by blunt object, I think it just and proper to grant anticipatory bail to the petitioners.

Accordingly, it is directed that in the event of arrest of petitioners Ram Kishan s/o Bahadur Ram and Harchand Ram s/o Bahadur Ram in FIR No.72/2007, P.S. Phalodi, Distt. Jodhpur, they shall be released on bail for a period till the police concludes the investigation and files the challan provided each of them furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount each to the satisfaction of Investigating Officer to surrender and appear before the trial court on the date of filing of the challan after conclusion of the investigation on the following conditions:-

- (i) That they shall make themselves available for interrogation by a police officer as and when required;
- (ii) That they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
- (iii) That they shall not leave India without the previous permission of the Court.

The petitioners shall surrender before the trial court on the date of filing of the challan.

(H.R.PANWAR),J.

m.asif/-